

04-09-04

3732

30



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

Application No.: 10/081,166

Filing Date: 2-22-02

RECEIVED

Applicant: Shon D. Steger et al.

APR 16 2004

Group Art Unit: Unknown

TECHNOLOGY CENTER 3700

Examiner: Unknown

Title: METHOD AND APPARATUS FOR BONE FRACTURE
FIXATION

Attorney Docket: 5490-000127/CPC

Director of The United States Patent and Trademark Office
P.O. Box 1450
Alexandria, Virginia 22313-1450

PRELIMINARY AMENDMENT

Sir:

Prior to examination of the present application, please consider the following.

Amendments to the Claims begin on page 2 of this paper.

Remarks begin on page 14 of this paper.

04/12/2004 GWORDD01 00000078 10081166

01 FC:1201

86.00 OP



Please type a plus sign (+) inside this box →

HDP/SB/21 based on PTO/SB/21 (08-00)

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number

10/081,166

Filing Date

2-22-02

First Named Inventor

Shon D. Steger et al.

Group Art Unit

Unknown

RECEIVED

APR 16 2004

Examiner Name

Unknown

TECHNOLOGY CENTER 3700

Total Number of Pages in This Submission

Attorney Docket Number

5490-000127/CPC

ENCLOSURES (check all that apply)

Fee Transmittal Form

Fee Attached

Amendment / Response

After Final

Affidavits/declaration(s)

Extension of Time Request

Express Abandonment Request

Information Disclosure Statement

Certified Copy of Priority Document(s)

Response to Missing Parts/ Incomplete Application

Response to Missing Parts under 37 CFR 1.52 or 1.53

Assignment Papers
(for an Application)

Drawing(s)

Licensing-related Papers

Petition

Petition to Convert to a Provisional Application

Power of Attorney, Revocation Change of Correspondence Address

Terminal Disclaimer

Request for Refund

CD, Number of CD(s) _____

After Allowance Communication to Group

Appeal Communication to Board of Appeals and Interferences

Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)

Proprietary Information

Status Letter

Other Enclosure(s)
(please identify below):

Acknowledgment Postcard

Remarks

The Commissioner is hereby authorized to charge any additional fees that may be required under 37 CFR 1.16 or 1.17 to Deposit Account No. 08-0750. A duplicate copy of this sheet is enclosed.

****THIS IS A PRELIMINARY AMENDMENT**

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | | |
|-------------------------|----------------------------------|-----------------------------------|--------------------|
| Firm or Individual name | Harness, Dickey & Pierce, P.L.C. | Attorney Name Michael Malinzak | Reg. No. 43,770 |
| Signature | | | |
| Date | April 8, 2004 | | |

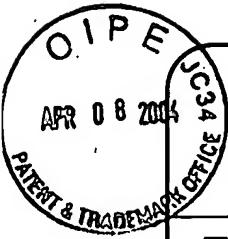
CERTIFICATE OF MAILING/TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as express mail in an envelope addressed to: Director of the U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date indicated below.

| | | | |
|-----------------------|------------------|------------------------|------------------------------|
| Typed or printed name | Michael Malinzak | Express Mail Label No. | EV 406 076 799 US (4/8/2004) |
| Signature | | Date | April 8, 2004 |

EV 406 076 799 US

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.



FEE TRANSMITTAL for FY 2004

Patent fees are subject to annual revision:

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 86

Complete if Known

Application Number 10/081,166

Filing Date 2-22-02

First Named Inventor Shon D. Steger et al.

Examiner Name Unknown

Art Unit Unknown

Attorney Docket No. 5490-000127/CPC

RECEIVED

APR 16 2004

TECHNOLOGY CENTER 3700

METHOD OF PAYMENT (check all that apply)

Check Credit card Money Other None
Order

 Deposit Account:

Deposit Account Number 08-0750

Deposit Account Name Harness, Dickey & Pierce, P.L.C.

The Director is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) during the pendency of this application
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Small Entity

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description | Fee Paid |
|----------|----------|----------|----------|------------------------|----------|
| 1001 | 770 | 2001 | 385 | Utility filing fee | |
| 1002 | 340 | 2002 | 170 | Design filing fee | |
| 1003 | 530 | 2003 | 265 | Plant filing fee | |
| 1004 | 770 | 2004 | 385 | Reissue filing fee | |
| 1005 | 160 | 2005 | 80 | Provisional filing fee | |

SUBTOTAL (1)

(\$ 0

2. EXTRA CLAIM FEES

| Total Claims | 70 | -71 ** | = 0 | X | Fee from below | Fee Paid |
|--------------------|----|--------|-----|---|----------------|----------|
| Independent Claims | 4 | -3 ** | = 1 | X | 86 | 86 |
| Multiple Dependent | | | | X | | 0 |

Large Entity Small Entity

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description |
|----------|----------|----------|----------|--|
| 1202 | 18 | 2202 | 9 | Claims in excess of 20 |
| 1201 | 86 | 2201 | 43 | Independent claims in excess of 3 |
| 1203 | 290 | 2203 | 145 | Multiple dependent claim, if not paid |
| 1204 | 86 | 2204 | 43 | ** Reissue independent claims over original patent |
| 1205 | 18 | 2205 | 9 | ** Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2)

(\$ 86

3. ADDITIONAL FEES

| Large Entity | Small Entity | Fee Code | Fee (\$) | Fee Description | Fee Paid |
|--------------|--------------|----------|----------|--|----------|
| | | 1051 | 130 | Surcharge - late filing fee or oath | |
| | | 1052 | 50 | Surcharge - late provisional filing fee or cover sheet | |
| | | 1053 | 130 | Non-English specification | |
| | | 1812 | 2,520 | For filing a request for reexamination | |
| | | 1804 | 920* | Requesting publication of SIR prior to Examiner action | |
| | | 1805 | 1,840* | Requesting publication of SIR after Examiner action | |
| | | 1251 | 110 | Extension for reply within first month | |
| | | 1252 | 420 | Extension for reply within second month | |
| | | 1253 | 950 | Extension for reply within third month | |
| | | 1254 | 1,480 | Extension for reply within fourth month | |
| | | 1255 | 2,010 | Extension for reply within fifth month | |
| | | 1401 | 330 | Notice of Appeal | |
| | | 1402 | 330 | Filing a brief in support of an appeal | |
| | | 1403 | 290 | Request for oral hearing | |
| | | 1451 | 1,510 | Petition to institute a public use proceeding | |
| | | 1452 | 110 | Petition to revive - unavoidable | |
| | | 1453 | 1,330 | Petition to revive - unintentional | |
| | | 1501 | 1,330 | Utility issue fee (or reissue) | |
| | | 1502 | 480 | Design issue fee | |
| | | 1503 | 640 | Plant issue fee | |
| | | 1460 | 130 | Petitions to the Commissioner | |
| | | 1807 | 50 | Processing fee under 37 CFR 1.17 (q) | |
| | | 1806 | 180 | Submission of Information Disclosure Stmt | |
| | | 8021 | 40 | Recording each patent assignment per property (times number of properties) | |
| | | 1809 | 770 | Filing a submission after final rejection (37 CFR § 1.129(a)) | |
| | | 1810 | 770 | For each additional invention to be examined (37 CFR § 1.129(b)) | |
| | | 1801 | 770 | Request for Continued Examination (RCE) | |
| | | 1802 | 900 | Request for expedited examination of a design application | |

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$ 0

**or number previously paid, if greater; For Reissues, see above

| SUBMITTED BY | | Complete (if applicable) | | | |
|-------------------|------------------|-----------------------------------|--------|-----------|----------------|
| Name (Print/Type) | Michael Malinzak | Registration No. (Attorney/Agent) | 43,770 | Telephone | (248) 641-1600 |
| Signature | | | | Date | April 8, 2004 |

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing this form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.